



Attorney Docket: 117163-00088

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Thong, et al

Examiner: Unknown

Serial No.: 10/666,752

Art Unit: 3753

Filed: 18 September 2003

Date: 2 February 2004

For: DEVICE WITH REDETECTION THERAPY THRESHOLD

*Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450*

**TRANSMITTAL**

Transmitted herewith:

- 1) Information Disclosure Statement
- 2) PTO-1449 Form
- 3) Acknowledgement of Receipt/Return Card

HAHN LOESER + PARKS LLP

By

David J. Muzilla

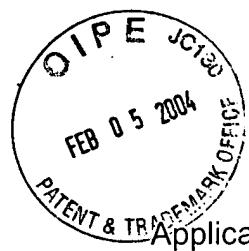
Reg. No. 50,914

**CERTIFICATE OF MAILING**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United State Postal Service as on the date shown below and addressed to the: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

2-2-04  
Date

David J. Muzilla



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thong, et al. Examiner: Unknown  
Serial No: 10/666,752 Art Unit: 3753  
For: Device with Redetection Therapy Threshold  
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Commissioner of Patents and Trademarks  
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Under 37 CFR 1.97

This Information Disclosure Statement is filed more than three months after the patent application, but is before an action on the merits, so it is timely filed without payment of a fee. 37 CFR §1.97. Further, it is timely filed in that it is filed to report references, some of which first came to the attention of the applicant through a foreign search report made within the last three months.

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR §1.56(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13, at 25.

This Information Disclosure Statement is made to comply with the duty of candor imposed on all individuals associated with the filing or prosecution of this application, as

defined by 37 CFR §1.56(c).

Three (3) U.S. patents and one (1) foreign patent document are listed on the attached one(1) sheet of Form PTO/SB/08A which is made a part hereof. A copy of each is enclosed. Also enclosed, but not listed on the form, is a copy of a PCT search report dated December 11, 2003 from the European Patent Office on application PCT/EP 03/10407, which claims priority from the same U.S. provisional application from which this US non-provisional application claims priority.

Foreign Reference BA is in English. References AB and AC share a common inventor with this US application and are commonly owned.

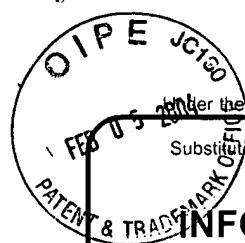
The foregoing Information Disclosure Statement is based upon the information known to the inventor or contained in the undersigned agent's file as of the filing date of this statement and is inclusive of the best information known to each of the undersigned at that date. Prompt consideration of the Information Disclosure Statement and the references by the Examiner is earnestly requested.

Respectfully submitted,



David J. Muzilla  
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Atty. Docket: 117163-88



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Substitute for form 1449A/PTC

## **INFORMATION DISCLOSURE STATEMENT BY APPLICANT**

*(Use as many sheets as necessary)*

Sheet

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**Complete if Known**

Application Number	10/667,52
Filing Date	09/18/2003
First Named Inventor	Thong, et al
Art Unit	3753
Examiner Name	Unknown
Attorney Docket Number	117163-00088

## U. S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
	BA	EP 0597 459	05/18/1994	Akhtar		

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.<sup>1</sup> Applicant's unique citation designation number (optional).<sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.<sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).<sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.<sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.<sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.